

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
APR 23 2020
Department of Water Resources
Eastern Region

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, [see #6](#) of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
22-86B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
22-7681	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Smith Teton Valley LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Thomas E Hill and Lexie G Hill
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 1540 S 6000 W Driggs ID 83422
Mailing address City State ZIP
- 208-390-7170 thill@silverstar.com
Telephone Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: May 27, 2016
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed [IRS Form W-9](#) for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed [Lessor Designation](#) form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9

SUPPORT DATA
IN FILE # 22-86B

8. Signature: Thomas E Hill Title, if applicable Date 4-17-20
 Signature of new owner/claimant
- Signature: Lexie G Hill Title, if applicable Date 4-17-20
 Signature of new owner/claimant

For IDWR Office Use Only:

Received by m. pettis Date 4-20-20 Receipt No. E045831 Receipt Amt. 50.00
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by JB Processed by JB Date 4/26/20

GRANT DEED

THIS INDENTURE is made this 27 day of May, 2016, by SMITH TETON VALLEY, LLC, an Idaho limited liability company, the "Grantor", to THOMAS E. HILL and LEXIE G. HILL, husband and wife, whose mailing address is 1540 S 6000 W, Driggs, ID 83422 the "Grantee".

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, and by these presents does grant and confirm unto the Grantee, and to Grantee's successors and assigns forever, all of the following described real property in the County of Teton, State of Idaho, to-wit:

A parcel of land being the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and part of SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 17, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 19, and NW $\frac{1}{4}$ NW $\frac{1}{4}$ and part of NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, T4N, R45E, B.M., Teton County, Idaho, more particularly described as follows:

The SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 17;
NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 19;
NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 20;

AND

Part of SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 17, further described as follows:

BEGINNING at the center-south 1/16 corner of said Section 17 where is found a 5/8 inch diameter steel rebar with an aluminum cap with an illegible inscription;

THENCE southerly along the east line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, S 00°08'14"W, 582.13 feet to an intersection with the northerly boundary of that parcel of record as Instrument No. 112826 where is found a 5/8 inch diameter steel rebar with a 2½ inch diameter aluminum cap inscribed "PLS 7481";

THENCE along said northerly boundary, N 63°00'40"W, 281.81 feet to the northernmost corner of said Instrument No. 112826 where is found a ½ inch diameter steel rebar with a 1 inch diameter plastic cap inscribed "AW ENG PELS 2860";

THENCE along the westerly line of said Instrument No. 112826, S 25°28'09"W, 689.82 feet to a point, where is found a ½ inch diameter steel rebar with a 1 inch diameter yellow plastic cap stamped "AW ENG PELS 2860";

THENCE along the westerly line of said Instrument No. 112826, S 13°07'53"W, 250.39 feet to a point, where is found a ½ inch diameter steel rebar with a yellow plastic cap stamped "AW ENG PELS 2860";

THENCE along the southerly line of said Instrument No. 112826, S 63°20'18"E, 54.49 feet, more or less, to an intersection with the south line of said SE¼SW¼;

THENCE westerly along the southerly line of said SE¼SW¼, N 89°07'03"W, 770.61 feet, more or less, to the west 1/16 corner common to said Section 17 and said Section 20;

THENCE northerly along the westerly line of said SE¼SW¼, N 00°25'13"E, 1339.90 feet, more or less, to the center-west 1/16 corner of said Section 17;

THENCE easterly along the northerly line of said SE¼SW¼, S 89°43'15"E, 1318.05 feet, more or less, to the POINT OF BEGINNING;

AND

Part of NE¼NW¼ of said Section 20, further described as follows:

BEGINNING at the NW1/16 corner of said Section 20 where is found a 5/8 inch diameter steel rebar with an aluminum cap with an illegible inscription;

THENCE northerly along the westerly line of said NE¼NW¼, N 00°18'09"E, 1309.17 feet, more or less, to the west 1/16 corner common to said Section 17 and said Section 20;

THENCE easterly along the northerly line of said NE¼NW¼, S 89°07'03"E, 770.61 feet, more or less, to an intersection with the southerly line of that parcel of record as Instrument No. 112826;

THENCE along said southerly line, S 63°20'18"E, 395.90 feet, more or less, to an intersection with the westerly line of Adams Road, where is found a ½ inch diameter steel rebar with a yellow plastic cap stamped "AW ENG PELS 2860";

THENCE along said westerly line of Adams Road, S 26°38'43"W, 149.61 feet to the north-east corner of Lot "A" Teton Valley Ventures Subdivision, where is found a 5/8 inch diameter steel rebar with a 2-½ inch diameter aluminum cap inscribed "PLS 7481";

THENCE north-westerly along the northerly line of said Lot "A", N 73°40'28"W, 89.65 feet to a 5/8 inch diameter steel rebar;

THENCE along the westerly line of said Lot "A", S 29°55'24"W, 498.38 feet to a point on the westerly line of Adams Road marked by a 5/8 inch diameter steel rebar;

THENCE along said westerly line of Adams Road, S 42°32'10"W, 537.21 feet to a 5/8 inch diameter steel rebar;

THENCE S 63°24'48"W, 409.62 feet to the POINT OF BEGINNING.

SUBJECT TO AND RESERVING UNTO GRANTOR all rights of the "Grantees" under that certain Right-of-Way Easement, recorded September 5, 1968, as Instrument No. 66072, records of Teton County, Idaho.

AND ALSO, SUBJECT TO THE FOLLOWING:

1. All real property taxes and assessments; all existing patent reservations, easements, rights of way, restrictive covenants, and matters of record; all applicable zoning ordinances, building codes, laws and regulations; and all encroachments, overlaps, boundary line disputes, claims of easements and other matters that would be disclosed by an accurate survey or inspection of the property.
2. Declaration of Easement recorded the 27 day of May, 2016, as Instrument No. 2409121, records of Teton County, Idaho.
3. Easement for Right-of-way granted to Lyle K. Kunz and Gisela H. Kinz, his wife, recorded September 5, 1968, as Instrument No. 68072.
4. Easement Agreement upon the terms, conditions and provisions contained therein: Parties: Garl R. Drake and Jill J. Drake, his wife, and Asa J. Drake and JoAnn P. Drake, his wife, and Teton Valley Lodge Sites, an Idaho Limited Partnership, recorded November 30, 1983, as Instrument No. 93870.
5. Provisions in deed to Asa J. Drake and JoAnn P. Drake, husband and wife, and Garl R. Drake and Jill J. Drake, husband and wife, recorded June 14, 1985, as Instrument No. 96963.
6. Easement for Electric line right-of-way granted to Fall River Rural Electric Cooperative, Inc., recorded November 28, 1988, as Instrument No. 103466.
7. Easement Agreement upon the terms, conditions and provisions contained therein: Parties: Garl R. Drake and Jill J. Drake, husband and wife, and Asa J. Drake and JoAnn P. Drake, husband and wife, and Teton Valley Lodge, Inc., recorded September 9, 1991, as Instrument No. 108650.
8. Restrictive Covenants Agreement upon the terms, conditions and provisions contained therein: Parties: Asa J. Drake and JoAnn P. Drake, husband and wife, and Garl R. Drake and Jill J. Drake, husband and wife, and TVL Properties, Inc., recorded May 19, 1993, as Instrument No. 112828.
9. Easement Agreement upon the terms, conditions and provisions contained thereon: Parties: Asa J. Drake and JoAnn P. Drake, husband and wife, and Garl R. Drake and Jill J. Drake, husband and wife, and TVL Properties, Inc., recorded May 19, 1993, as Instrument No. 112829.
10. Irrigation Pump and Mainline Agreement upon the terms, conditions and provisions contained therein: Parties: Asa J. Drake and JoAnn P. Drake, husband and wife, Garl R. Drake and Jill J. Drake, husband and wife, Boyd Charles Smith and Jill Johnson Smith, Trustees of the Boyd Charles Smith and Jill Johnson Smith Trust Agreement, and TVL Properties, Inc., recorded May 19, 1993, as Instrument No. 112830.
11. All matters and any rights, easements, interests or claims which may exist by reason thereof, disclosed by survey, recorded May 14, 1998, as Instrument No. 130303.

12. Easement for Electric line right-of-way granted to Fall River Rural Electric Cooperative, Inc., recorded December 6, 1999, as Instrument No. 136001.

13. Electric Service Agreement upon the terms, conditions and provisions contained therein: Parties: Fall River Rural Electric Cooperative, Inc. and Boyd Smith, recorded December 6, 1999, as Instrument No. 136024.

14. All matters and any rights, easements, interest or claims which may exist by reason thereof, disclosed by survey, recorded December 22, 2015, as Instrument No. 239309.

TOGETHER with the tenements, hereditaments, water rights and other appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to said property, as well in law as in equity, of the Grantor.

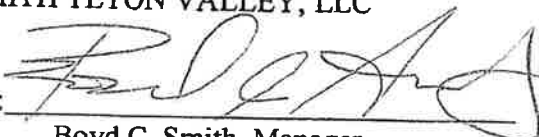
TO HAVE AND TO HOLD, the property and the appurtenances unto the Grantee, and to Grantee's successors and assigns forever.

In construing this deed and where the context so requires, the singular includes the plural.

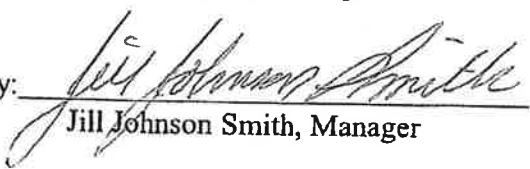
IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

SMITH TETON VALLEY, LLC

By:


Boyd C. Smith, Manager

By:


Jill Johnson Smith, Manager

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of SANTA CLARA

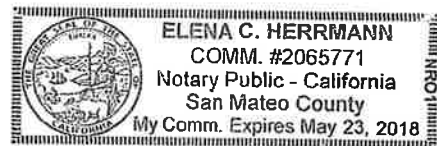
On MAY 26, 2016 before me, Elena C. Herrmann, Notary Public
(insert name and title of the officer)

personally appeared BOYD C SMITH and JILL JOHNSON SMITH
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Elena C. Herrmann (Seal)





State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 21, 2020

THOMAS E HILL
LEXIE G HILL
1540 S 6000 W
DRIGGS ID 83422-4839

Re: Change in Ownership for Water Right No(s): 22-86B & 22-7168

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: Water District 01